

# Sheehan & Associates, P.C.

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February 3, 2020

District Judge Katherine Polk Failla  
United States District Court  
Southern District of New York  
40 Foley Square  
New York, NY 10007

**MEMO ENDORSED**

Re: 1:19-cv-08729-KPF  
Baez v. Bio-Nutritional Research Group, Inc.

Dear District Judge Failla:

This office represents the plaintiff. In accordance with your Honor's Individual Rules of Practice in Civil Cases, plaintiff requests an adjournment and extension of the deadline and conference indicated below.

Plaintiff, jointly and with consent of defendant, requests an extension of defendant's date to answer or respond to the complaint to Monday, March 9, 2020. The original date to answer or respond to the complaint is Friday, February 7, 2020. There have been no previous requests for adjournment or extension of this date, and no previous request was granted or denied. The reason for the current request is because the parties are exploring in good faith a resolution of the dispute. In the event that is not successful, the defendant may seek dismissal. Defendant consents to this request.

Plaintiff, jointly and with consent of defendant, requests an adjournment of the conference scheduled for Wednesday, February 19, 2020 to Friday, March 20, 2020 and the corresponding submission of the proposed civil case management plan and scheduling order. The original date of the conference was Thursday, December 19, 2019. There has been one previous request for adjournment of the conference, which was granted. The reason for the current request is because the parties are exploring in good faith a resolution of the dispute. In the event that is not successful, the defendant may seek dismissal. Defendant consents to this request.

The requested adjournment and extension does not affect any other scheduled dates. This request is submitted at least 48 hours prior to the due dates. Thank you.

Respectfully submitted,

/s/Spencer Sheehan  
Spencer Sheehan

Certificate of Service

I certify that on February 3, 2020, I served or emailed the foregoing by the method below to the persons or entities indicated, at their last known address of record (blank where not applicable).

	CM/ECF	First-Class Mail	Email
Defendant's Counsel	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<u>Plaintiff's Counsel</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

/s/ Spencer Sheehan  
Spencer Sheehan

Application GRANTED. Defendant's time to answer or otherwise respond to the Complaint is hereby extended to March 9, 2020. Additionally, the initial pretrial conference scheduled for February 19, 2020, is hereby ADJOURNED to March 19, 2020, at 10:30 a.m.

Dated: February 3, 2020 SO ORDERED.  
New York, New York



HON. KATHERINE POLK FAILLA  
UNITED STATES DISTRICT JUDGE